

ORIGINAL



BEFORE THE ARIZONA CORPORATION COMMISSION

RECEIVED

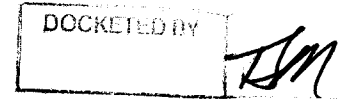
Arizona Corporation Commission

DOCKET

2013 FEB 26 A 11:12

FEB 26 2013

ARIZONA CORP COMMISSION
DOCKET CONTROL



COMMISSIONERS

BOB STUMP - Chairman
GARY PIERCE
BRENDA BURNS
BOB BURNS
SUSAN BITTER SMITH

In the matter of:

DOCKET NO. S-20855A-12-0393

MORRIE S. FRIEDMAN and
JUDITH ANN FRIEDMAN
husband and wife;

Respondents.

SECOND
PROCEDURAL ORDER
(Continues Pre-hearing Conference)

BY THE COMMISSION:

On September 4, 2012, the Securities Division ("Division") of the Arizona Corporation Commission ("Commission") filed a Notice of Opportunity for Hearing ("Notice") against Morrie S. Friedman and Judith Ann Friedman, husband and wife (collectively "Respondents"), in which the Division alleged multiple violations of the Arizona Securities Act ("Act") in connection with the offer and sale of securities in the form of stock.

On October 26, 2013, the Division filed an Amended Notice against the Respondents.

The spouse ("Respondent Spouse") of Respondent Morrie S. Friedman is joined in the action pursuant to A.R.S. § 44-2031(C) solely for the purpose of determining the liability of the marital community.

The Respondents were duly served with copies of the Amended Notice.

On December 14, 2012, Morrie S. Friedman and Judith Ann Friedman filed requests for hearing in this matter.

On January 10, 2013, the Division filed a Motion to Set a Status Conference.

On February 6, 2013, by Procedural Order, a pre-hearing conference was scheduled on March 6, 2013.

On February 21, 2013, counsel for Respondents filed a "Motion to Vacate and Re-set Prehearing Conference" stating that he had a scheduling conflict with the prehearing conference

1 scheduled on March 6, 2013. Additionally it was stated that a 30 day continuance would facilitate an
2 Examination Under Oath ("EUO") of Mr. Freidman by the Division. Respondents' counsel also
3 indicated that the Division is in agreement with the motion.

4 Accordingly, the pre-hearing conference should be continued.

5 IT IS THEREFORE ORDERED the **pre-hearing conference** scheduled on **March 6, 2013,**
6 **shall be continued to April 23, 2013, at 10:00 a.m.,** at the Commission's offices, 1200 West
7 Washington Street, Hearing Room 1, Phoenix, Arizona.


8 IT IS FURTHER ORDERED that the Ex Parte Rule (A.A.C. R14-3-113-Unauthorized
9 Communications) is in effect and shall remain in effect until the Commission's Decision in this
10 matter is final and non-appealable.

11 IT IS FURTHER ORDERED that all parties must comply with Rules 31 and 38 of the Rules
12 of the Arizona Supreme Court and A.R.S. § 40-243 with respect to the practice of law and admission
13 *pro hac vice*.

14 IT IS FURTHER ORDERED that withdrawal or representation must be made in compliance
15 with A.A.C. R14-3-104(E) and Rule 1.16 of the Rules of Professional Conduct (under Rule 42 of the
16 Rules of the Arizona Supreme Court). Representation before the Commission includes appearances
17 at all hearings and procedural conferences, as well as all Open Meetings for which the matter is
18 scheduled for discussion, unless counsel has previously been granted permission to withdraw by the
19 Administrative Law Judge or the Commission.

20 IT IS FURTHER ORDERED that the Presiding Administrative Law Judge may rescind, alter,
21 amend, or waive any portion of this Procedural Order either by subsequent Procedural Order or by
22 ruling at hearing.

23 DATED this 26TH day of February, 2013.

24
25
26 
27 MARC E. STERN
28 ADMINISTRATIVE LAW JUDGE

1 Copies of the foregoing mailed/delivered
2 this 26th day of February, 2013 to:

3 Robert D. Mitchell
4 Megan R. Jury
5 Sarah K. Deutsch
6 MITCHELL & ASSOCIATES
7 1850 N. Central Ave., Suite 2030
8 Phoenix, AZ 85004
9 Attorneys for Respondents

6 Matt Neubert, Director
7 Securities Division
8 ARIZONA CORPORATION COMMISSION
9 1300 West Washington Street
10 Phoenix, AZ 85007

9 ARIZONA REPORTING SERVICE, INC.
10 2200 North Central Avenue, Suite 502
11 Phoenix, AZ 85004-1481

11 By:



12 Debbi Person
13 Assistant to Marc E. Stern
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28